

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *AC* D.C.  
05 AUG 10 AM 8:09

EDWARD SMITH, as Conservator of  
SUE NELL SMITH, an incapacitated  
person,

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

Plaintiff,

v.

No. 05-2106 B

KINDRED NURSING CENTERS  
LIMITED PARTNERSHIP, et al.,

Defendants.

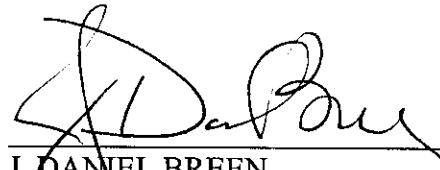
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ORDER OF REFERENCE

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Before the Court is the motion of the Defendants, Neicie J. McKinion, Katherine A. Bennett, Frank D. Lamier and James W. Freeman, for a protective order filed August 5, 2005. The motion is referred to the United States Magistrate Judge for determination. Any objections to the magistrate judge's order shall be made within ten (10) days after service of the order, setting forth particularly those portions of the order objected to and the reasons for the objections. Failure to timely assign as error a defect in the magistrate judge's order will constitute a waiver of that objection. See Fed. R. Civ. P. 72(a).

IT IS SO ORDERED this <sup>4th</sup>7 day of August, 2005.

  
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J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE



## Notice of Distribution

This notice confirms a copy of the document docketed as number 41 in case 2:05-CV-02106 was distributed by fax, mail, or direct printing on August 10, 2005 to the parties listed.

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Honorable J. Breen  
US DISTRICT COURT